

## Message Text

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ACTION OES-07

INFO OCT-01 EUR-12 ISO-00 H-01 NRC-05 SOE-02 AID-05  
CEA-01 CIAE-00 COME-00 DODE-00 EB-08 DOE-11  
INR-10 INT-05 L-03 NSAE-00 NSC-05 OMB-01 PM-05  
USIA-06 SP-02 SS-15 STR-07 TRSE-00 ACDA-12 /124 W  
-----098707 140958Z /23

P 140928Z MAR 78  
FM AMEMBASSY MADRID  
TO SECSTATE WASHDC PRIORITY 3822

C O N F I D E N T I A L MADRID 02760

E.O. 11652:GDS  
TAGS: ENRG, MNUC, US, SP  
SUBJ: SPANISH REACTION TO U.S. NON-PROLIFERATION  
LEGISLATION

REF: STATE 52502

1. EMBASSY HAS NOW RECEIVED COPY OF SANCHEZ LETTER TO SENATOR SPARKMAN. INFORMATION PROVIDED IN PARA. 1 REFTEL WILL BE VERY USEFUL FOR LOW-KEY DISCUSSION WITH SANCHEZ WITH REGARD TO THESE PAST LICENSING CASES. WE HOPE TO FIND EARLY OPPORTUNITY FOR PROVIDING THIS CLARIFICATION TO SANCHEZ. IN VIEW OF THE COMPLEXITY OF THE LICENSING PROCEDURE, INCLUDING THE DIFFICULTY OF ASSESSING RESPONSIBILITY FOR "DELAYS", WE DO NOT BELIEVE THAT A PUBLIC DEBATE ON THE SUBJECT WOULD BE PRODUCTIVE.

2. WITH REGARD TO GOS DELAYS IN ISSUANCE OF "AUTHORIZED PERSON" LETTERS (PARA. 7 REFTEL), EMBASSY BELIEVES THAT BASIC REASON IS UNCERTAIN STATE OF SPANISH ENERGY PLANS, AS DEPARTMENT HAD ASSUMED. LIKE DEPARTMENT, EMBASSY HAS ALSO HEARD US INDUSTRY SPECULATION THAT GOS MIGHT BE CONFIDENTIAL

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HOLDING UP ON LETTERS IN ATTEMPT TO FORCE UTILITIES TO SELECT NON-US SUPPLIER. SINCE GOS OFFICIALS HAVE MADE CLEAR IN STATEMENTS TO EMBASSY, INCLUDING DURING MEETINGS WITH DEPUTY ASSISTANT SECRETARY NOSENZO ON MARCH 3 AND 4, THAT THEY PLAN TO DIVERSIFY THEIR SUPPLY SOURCES THIS MAY BE TRUE. HOWEVER, WE WOULD ASSUME THAT SPANISH UTILITIES WOULD BE AWARE OF, AND

WOULD OPPOSE OVERT GOVERNMENT PRESSURE TO DICTATE TO THEM ON SUCH IMPORTANT MATTERS.

3. WITH REGARD TO SPECIFIC REACTORS LISTED PARA. 2, REFTEL, TO BEST OF EMBASSY'S KNOWLEDGE, NONE OF THESE PROJECTS HAS BEEN GRANTED GOS AUTHORIZATION FOR CONSTRUCTION, WHICH WE HAVE BEEN TOLD IS A PREREQUISITE FOR ISSUANCE OF THE "AUTHORIZED PERSON" LETTER. ACCORDING TO WESTINGHOUSE SOURCES HERE, THE "IBERDUERO 4" REACTOR WAS ORIGINALLY PLANNED AS A SECOND REACTOR AT SAYAGO AND HAS NOW BEEN DROPPED. THE WEST GERMANS (KWU) HAVE BEEN GIVEN A LETTER OF INTENT ON THE REGODOLA PLANT. FURTHER, THERE IS NOW SOME DOUBT THAT VANDELLOS 2 AND 3, AND VALDECABALLEROS 1 AND 2 WILL BE INCLUDED IN THE 1977-1987 NATIONAL ENERGY PLAN NOW UNDER DISCUSSION.

4. OF REACTOR FUEL CASES LISTED PARA. 3 REFTEL, ONLY ALMARAZ 1 WOULD APPEAR TO BE OF POSSIBLE CONCERN AT THIS TIME. SAYAGO AND VANDELLOS ARE IN EARLY STAGES OF CONSTRUCTION AND, TOGETHER WITH VALDECABALLEROS MAY BE POSTPONED BEYOND TIME-FRAME OF 1977-1987 ENERGY PLAN. IN ADDITION, WITH GROWING REACTION, INCLUDING CONSIDERABLE VIOLENCE, AGAINST LEMONIZ PLANT LENGTHY DELAY CAN BE ANTICIPATED THERE. WE HAVE SUGGESTED TO WESTINGHOUSE MADRID THAT THEY MIGHT WISH TO ASK THEIR SPANISH CUSTOMER, HIDROELECTRICA/UNION ELECTRICA, TO CHECK THE STATUS OF CONFIDENTIAL

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THE "AUTHORIZED PERSON" LETTER FOR ALMARAZ WITH GOS.

5. COMMENT/ACTION REQUESTED: WHILE CERTAIN DELAYS MIGHT BE CAUSED BY INTENTIONAL POLICY OF GOS, EMBASSY BELIEVES THAT PROBLEMS MORE OFTEN ARE RESULT OF LACK OF SPANISH FAMILIARITY WITH USG LICENSING REQUIREMENTS AND PROCEDURES. IF DEPARTMENT CAN PROVIDE RELATIVELY CONCISE SUMMARY OF THESE, AS THEY ARE DEVELOPED FOR IMPLEMENTATION OF NEW LEGISLATION, WE WOULD FIND IT MOST USEFUL FOR DISCUSSIONS WITH SPANISH. THROUGH SUCH DISCUSSIONS WE WOULD HOPE TO FIND OUT DETAILS OF HOW THE PROCEDURE WORKS IN GOS (FOR EXAMPLE, HOW THE "AUTHORIZED PERSON LETTER" GETS ISSUED). IF INCREASINGLY COMPLICATED SAFEGUARDS, THOUGH ESSENTIAL, ARE TO FOSTER RATHER THAN HINDER OUR BILATERAL NUCLEAR ENERGY COOPERATION, WE MUST MAKE CERTAIN THAT NO UNNECESSARY BUREAUCRATIC BARRIERS ARE RAISED. STABLER

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## Message Attributes

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**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** NUCLEAR PROLIFERATION, GOVERNMENT REACTIONS, LEGISLATIVE BILLS  
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**Copy:** SINGLE  
**Draft Date:** 14 mar 1978  
**Decaption Date:** 01 jan 1960  
**Decaption Note:**  
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**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 20 Mar 2014  
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**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
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**TAGS:** ENRG, MNUC, US, SP  
**To:** STATE  
**Type:** TE  
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**Review Markings:**  
Sheryl P. Walter  
Declassified/Released  
US Department of State  
EO Systematic Review  
20 Mar 2014  
**Markings:** Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014